

# SHORTHAND REPORTING

*Nov 14, 2008*

# FILED

STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF COURT REPORTING

IN THE MATTER OF THE SUSPENSION  
OR REVOCATION OF THE LICENSE OF

**JANICE A. TANZONE, C.S.R.**  
Certificate #: 30XI00096600

TO PRACTICE COURT REPORTING  
IN THE STATE OF NEW JERSEY

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Administrative Action

FINAL ORDER  
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Court Reporting (hereinafter the "Board") upon its review of the 2006-2008 biennial renewal application of respondent Janice A. Tanzone, C.S.R. A review of this document revealed that the respondent answered "no" to the question in the renewal application inquiring as to whether she had satisfied the continuing education requirements mandatory for the renewal of her court reporting certificate. The Board has reviewed the renewal application, and other relevant documents on which the following findings of facts and conclusions of law are made:

## FINDINGS OF FACTS

1. Respondent, Janice A. Tanzone, C.S.R., is a certified court reporter in the State of New Jersey and has been licensed at all times relevant hereto.

2. On or about August 2006, the Board office reviewed Ms. Tanzone's renewal application and noted that she advised that she had not completed the required continuing education courses for renewal of her certificate for the 2006-2008 licensure period.

3. In a correspondence dated September 21, 2006, respondent provided an explanation to the Board as to why she had not completed the requisite continuing education. Ms. Tanzone explained, among other things, that she was unable to complete the credits due to financial issues.

4. In a letter dated November 28, 2006, the Board advised Ms. Tanzone that it had reviewed her September 2006 letter and directed the respondent to comply with the applicable statutes and regulations governing the practice of court reporting. The Board granted her a six (6) month extension, until June 30, 2007, to fulfill the requirement for the completion of fifteen (15) continuing education credits.

5. In a letter dated May 11, 2007, the Board again advised Ms. Tanzone that it had granted her an extension to acquire the necessary continuing education credits by the extended date June 30, 2007. Additionally, the Board notified, in this correspondence, that failure to complete the required

continuing education credits could subject her to disciplinary action.

6. To date, the respondent has neither responded to the Board's November 28, 2006 or May 11, 2007 letter nor demonstrated to the Board that she has satisfied the continuing education requirements for the 2006-2008 biennial renewal period.

#### CONCLUSIONS OF LAW

1. Respondent has not satisfied the requirements of N.J.S.A. 45:15B-3.1 and N.J.A.C. 13:43-7.1 and 7.2 with regard to the completion of the appropriate number of approved continuing education credits for the 2004-2006 renewal period and is therefore subject to sanctions pursuant to N.J.S.A. 45:1-21(h), namely, the failure to comply with the provisions of an act or regulation administered by the Board. The Board finds that this conduct constitutes grounds for the suspension or revocation of a certificate to practice court reporting as well as grounds for sanction pursuant to N.J.S.A. 45:1-25.

2. Respondent has failed to cooperate with the Board's November 28, 2006 and May 11, 2007 directives to furnish it with proof that she has met and completed the continuing education requirements for both the biennial renewal period of 2004-2006 in violation of N.J.A.C. 13:43-7.1, N.J.A.C. 13:43-7.2 and N.J.A.C. 13:45C-1.3.

3. Respondent is subject to sanctions pursuant to N.J.S.A. 45:1-21(h), failure to comply with the provisions of an act or regulation administered by the Board, which constitutes grounds for suspension or revocation of any certificate, registration or license, and grounds for sanction pursuant to N.J.S.A. 45:1-25.

#### DISCUSSION ON FINALIZATION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline, provisionally suspending respondent's license to practice court reporting in the State of New Jersey, was entered on February 8, 2008, and a copy served on respondent. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent submitted a written response, dated February 29, 2008, for the Board's consideration. In this response, Ms. Tanzone advised that she had experienced extreme financial

difficulties in 2006 and other medical issues as a result of her circumstances. Hence, she was unable to afford and/or complete any continuing education courses. Additionally, the respondent indicated that she had neither stenographically recorded any proceedings since 2002 nor prepared or certified any stenographic transcripts since 2007. She further advised the Board that she had relocated to Delaware. Finally, Ms. Tanzone requested that the Board place her certificate in inactive status as authorized by N.J.S.A. 45:1-7.3.


Respondent's submission was reviewed by the Board at its March 2008 meeting. Based upon the reviewed submissions, the Board determined that further proceedings were not necessary and that no material discrepancies had been raised. The Board was persuaded, by her submitted materials, that Ms. Tanzone had provided sufficient evidence which substantiated the mitigation of its preliminary sanctions, namely, that she had moved out of the State and was no longer practicing court reporting in New Jersey. Thereafter, the Board voted to rescind the Provisional Order in its entirety and to grant the respondent's request that her court reporting certificate be placed on inactive status.

ACCORDINGLY, IT IS on this 30<sup>th</sup> day  
of SEPTEMBER 2008 ORDERED that:

1. The Provisional Order of Discipline entered against respondent Janice A. Tanzone, C.S.R., on February 8, 2008, is hereby rescinded.

2. The certificate to practice court reporting in the State of New Jersey of Ms. Tanzone is hereby placed on the inactive list, retroactive to July 1, 2006, based on the information contained in the respondent's letter to the Board dated February 29, 2008.

NEW JERSEY STATE BOARD  
OF COURT REPORTING

By:   
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MARIANNE CAMMAROTA, C.S.R.  
President